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Attorneys for Defendant,
Rocky Mountain Chocolate Factory, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

SDMS, INC., THOMAS P. ANDERSON,
and KEN PECUS,

Plaintiffs,

v.

ROCKY MOUNTAIN CHOCOLATE
FACTORY, INC.,

Defendant.

Case No. 08CV833 (JM) (AJB)

**NOTICE OF PARTY WITH FINANCIAL
INTEREST**

**[Fed. R. Civ. P. 7.1(a);
USDC S.D. Cal. Local Rule 40.2]**

The undersigned, counsel of record for Rocky Mountain Chocolate Factory, Inc.
("RMCF"), certifies that there is no parent company of RMCF and that no publicly held company
owns more than ten percent of RMCF's outstanding common shares:

DATED: June 24, 2008

PERKINS COIE LLP

By: s/Steven C. Gonzalez
Steven C. Gonzalez,

Attorneys for Defendant, Rocky Mountain
Chocolate Factory, Inc.